

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

COYNESS L. ENNIX, JR., M.D.,

No. C 07-02486 WHA

Plaintiff,

v.

RUSSELL D. STANTEN, M.D., et al.,

Defendants.

**ORDER ALTERING THE  
BRIEFING AND HEARING  
DATES RELATING TO  
DEFENDANTS' SPECIAL  
MOTION TO STRIKE**

After consideration of the parties' respective briefs on plaintiff's motion to alter the briefing schedule, the following schedule is set. Plaintiff's opposition will be filed by **JULY 12, 2007**. Defendants' reply will be filed by **JULY 19, 2007**. The hearing on the motion and the case management conference will be held at **8:00 A.M. on AUGUST 16, 2007**. Please file a joint case management statement seven days before the conference. All initial deadlines are extended accordingly.

All counsel are reminded that under *Metabolife International, Inc. v. Wornick*, 264 F.3d 832, 845-46 (9th Cir. 2001), the discovery-limiting aspects of California's anti-SLAPP statute *do not* apply in federal court. While relying on California Code of Civil Procedure Section 425.16(g) in their opposition, defendants' counsel should have cited this directly on-point and controlling authority.

**IT IS SO ORDERED.**

Dated: June 7, 2007.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE